

MEMORANDUM OF NON-JURY TRIAL

United States District Court
For the Western District of Pennsylvania

| | | |
|---------------------------------|-----------|---------------------|
| UNITED STATES OF AMERICA | Plaintiff | No. CRIM 05-11 ERIE |
| vs. | | |
| KENNETH FLEETWOOD (1) | | |
| <i>atklo Michael R. Johnson</i> | Defendant | |

Motion to Suppress
HEARING ON

Before Judge MAURICE B. COHILL, JR.

Marshall J. Piccinini, AUSA

Thomas W. Patton., AFPPD

Appear for Plaintiff

Appear for Defendant

Hearing begun 9:00 10-12-05

Hearing adjourned to

Hearing concluded C. A. V. 2:20 10-12-05

Stenographer Mickey Powers

WITNESSES:

For Plaintiff

For Defendant

(WIT^{#1}) Eric Wagner - Pa. State Trooper, (G.Ex.1) Wagner's handdrawn map, admitted
 (Def. Ex. B) Cr. Complaint + Affidavit

(WIT^{#2}) Royce Smith - Erie police officer.

(D.WIT^{#1}) Adrianna Havelka

(Def. Ex. A.) Videotape admitted (Def. Ex. 2) - photo of car admitted (Def. Ex. 1) handdrawn map of Havelka

(G.Ex. 2) rough notes of Officers Hook + Wagner admitted. (G.Ex. 3) FBI 302 of Havelka admitted
 argument heard

Motion to Suppress is Denied.